

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
Kaoru MIYAMOTO et al. ) Group Art Unit: Unassigned  
Application No.: Unassigned ) Examiner: Unassigned  
Filed: July 14, 2005 ) Confirmation No.: Unassigned  
For: TRANSCRIPTIONAL ACTIVATOR )  
)

**DECLARATION PURSUANT TO 37 C.F.R. § 1.821-1.825**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

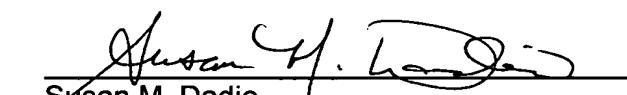
Sir:

I, Susan M. Dadio, declare as follows:

1. That, in compliance with 37 C.F.R. § 1.821(f), the content of the paper copy of the Sequence Listing attached to the Preliminary Amendment filed concurrently herewith, and the content of the computer readable copy (CRF) of the Sequence Listing filed herewith, are the same.
2. That the submission, filed in accordance with 37 C.F.R. § 1.821(g)[or (h)], herein does not include new matter [or go beyond the disclosure in the international application].

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

July 14, 2005  
Date

  
Susan M. Dadio  
Registration No. 40,373